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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/886,529	06/20/2001	Safa Almalki	81862P212	6387
7590	01/10/2005		EXAMINER	
Robert B. O'Rourke BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP Seventh Floor 12400 Wilshire Boulevard Los Angeles, CA 90025-1026			JAGANNATHAN, MELANIE	
			ART UNIT	PAPER NUMBER
			2666	
DATE MAILED: 01/10/2005				

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Office Action Summary</b>	<b>Application No.</b>	<b>Applicant(s)</b>	
	09/886,529	ALMALKI, SAFA	
	<b>Examiner</b>	<b>Art Unit</b>	
	Melanie Jagannathan	2666	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --  
**Period for Reply**

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

#### Status

- 1) Responsive to communication(s) filed on 20 June 2001.
- 2a) This action is FINAL.                    2b) This action is non-final.
- 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

#### Disposition of Claims

- 4) Claim(s) 1-33 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) Claim(s) \_\_\_\_\_ is/are allowed.
- 6) Claim(s) 1-33 is/are rejected.
- 7) Claim(s) \_\_\_\_\_ is/are objected to.
- 8) Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

#### Application Papers

- 9) The specification is objected to by the Examiner.
- 10) The drawing(s) filed on \_\_\_\_\_ is/are: a) accepted or b) objected to by the Examiner.  
 Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
 Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

#### Priority under 35 U.S.C. § 119

- 12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) All    b) Some \* c) None of:  
 1. Certified copies of the priority documents have been received.  
 2. Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.  
 3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

#### Attachment(s)

- |  |   |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)  | 4) <input type="checkbox"/> Interview Summary (PTO-413)                     |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                   | Paper No(s)/Mail Date. _____  |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)<br>Paper No(s)/Mail Date _____ | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
|  | 6) <input type="checkbox"/> Other: _____                                    |

## **DETAILED ACTION**

### ***Claim Rejections - 35 USC § 102***

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

2. Claims 1-5, 7, 9-14, 16-19, 21-25, 27,28, 30-33 are rejected under 35 U.S.C. 102(b) as being anticipated by Baldwin et al. US 5,953,339.

Regarding claims 1-4, 9, 12-14, 16-19,23-25, 27-28, 32-33, the claimed apparatus comprising an ATM switch core having an input coupled to ingress AAL2 switch engine and output coupled to egress AAL2 switch engine is disclosed by switching processor in LLC server comprising terminal adapters operating in accordance with AAL-2 and ATM switch (Figure 9, element 710). Ingress and egress AAL2 switch engines having first and second look-up tables storing identification label for an AAL2 virtual channel and an AAL2 egress connection identification label and egress CID and egress VPI/VCI respectively is disclosed by routing tables (Figure 7) for both directions with each row mapping a particular CID of a particular VCC at a particular port to another port, VCC, and CID. LLC server rebundles payload portion of packet into new packet with new CID and providing it to appropriate port on designated VCC. See column 7, lines 36-56, column 8, lines 65-67, column 9, and lines 1-12.

Regarding claims 5,7, the claimed ATM physical layer device is disclosed by terminal adapters including circuitry for connecting at the physical layer of the respective ATM

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communications. TAs couple to plurality of physical facilities, each facility associated with a physical port of LLC server. See column 7, lines 18-56.

Regarding claims 10-11, 21-22, 30-31, the claimed AAL2 packets being CPS AAL2, SSCS AAL2 packets is disclosed by TAs operating in accordance with AAL-2 and it is disclosed AAL-2 partitioned into two sublayers CPS and SSCS. See column 4, lines 23-48.

***Claim Rejections - 35 USC § 103***

3. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

4. Claims 6, 8, 15, 20, 26, 29 are rejected under 35 U.S.C. 103(a) as being unpatentable over Baldwin et al.

Baldwin et al. discloses all the limitations except for ingress and egress lines are OC-n based network line. At the time the invention was made it would have been obvious to a person of ordinary skill in the art to modify Baldwin et al. with OC-n based network lines. One of ordinary skill in the art would be motivated to do this for switching efficiency.

***Conclusion***

5. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Dempo US 6,594,267 discloses AAL2 packet exchange device.

Wakizaka US 6,639,916 discloses AAL receiving circuit and method of processing ATM cells.

Merritt US 6,393,025 discloses packet processor for ATM switch.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Melanie Jagannathan whose telephone number is 571-272-3163. The examiner can normally be reached Monday-Friday 8:00-5:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Seema S. Rao can be reached on 571-272-3174. The fax phone number for the organization where this application or proceeding is assigned is 571-273-3163.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

  
**FRANK DUONG**  
**PRIMARY EXAMINER**

MJ

Melanie Jagannathan  
Patent Examiner  
AU 2666